

JAMES MADISON FOUNDATION

Drew McCoy

NATIONAL COUNCIL ON THE ARTS

James McBride

DEPARTMENT OF LABOR

Steven J. Law

PUBLIC HEALTH SERVICE

174 nominees

U.S. INSTITUTE OF PEACE

Laurie S. Fulton

John West

DEPARTMENT OF EDUCATION

Susan Scalfani

Mr. FRIST. Mr. President, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. FRIST. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

RECESS SUBJECT TO THE CALL OF THE CHAIR

Mr. FRIST. Mr. President, I ask unanimous consent that the Senate stand in recess subject to the call of the Chair.

There being no objection, the Senate, at 9:39 p.m., recessed subject to the call of the Chair and reassembled at 10:26 p.m. when called to order by the Presiding Officer (Mr. ENSIGN).

MAKING FURTHER CONTINUING APPROPRIATIONS FOR FISCAL YEAR 2004

Mr. FRIST. Mr. President, I ask unanimous consent that the Senate now proceed to the immediate consideration of H.J. Res. 79; that the resolution be read three times and passed; and that the motion to reconsider be laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

The joint resolution (H.J. Res. 79) was read the third time and passed.

UNANIMOUS CONSENT AGREEMENT—H.R. 1

Mr. FRIST. Mr. President, I ask unanimous consent that the contingent upon its availability, the Senate proceed to the consideration of the conference report to accompany H.R. 1, the Medicare Prescription Drug Modernization Act, at 10 a.m. tomorrow; provided that for duration of tomorrow's session, consideration of the conference report be for debate only, and the speakers be recognized in an alternating fashion.

The PRESIDING OFFICER. Without objection, it is so ordered.

ORDERS FOR SATURDAY, NOVEMBER 22, 2003

Mr. FRIST. Mr. President, I ask unanimous consent that when the Sen-

ate completes its business today, it adjourn until 10 a.m., Saturday, November 22. I further ask unanimous consent that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, the time for the two leaders be reserved for their use later in the day, and the Senate then begin consideration of the conference report to accompany H.R. 1, the Medicare Prescription Drug Modernization Act, as provided under the previous order.

The PRESIDING OFFICER. Without objection, it is so ordered.

PROGRAM

Mr. FRIST. Mr. President, tomorrow morning, the Senate will begin debate on the Medicare conference report. Senators who wish to make statements on this historic bill are encouraged to come to the floor during tomorrow's session. In addition, I inform my colleagues that there will be no rollcall votes during tomorrow's session. It is my hope that we will be able to schedule a vote on the conference report for Monday. I will continue to work with the Democratic leadership to reach an agreement for a final vote.

In addition, we will in all likelihood be in session on Sunday as well to continue the debate on Medicare. I will tomorrow make further announcements about Sunday.

ADJOURNMENT UNTIL 10 A.M. TOMORROW

Mr. FRIST. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 10:28 p.m., adjourned until Saturday, November 22, 2003, at 10 a.m.

NOMINATIONS

Executive nominations received by the Senate November 21, 2003:

DEPARTMENT OF DEFENSE

LAWRENCE T. DI RITA, OF MICHIGAN, TO BE AN ASSISTANT SECRETARY OF DEFENSE, VICE VICTORIA CLARKE.

JAYMIE ALAN DURNAN, OF NEW HAMPSHIRE, TO BE AN ASSISTANT SECRETARY OF THE ARMY, VICE MARIO P. FIORI.

EXPORT-IMPORT BANK OF THE UNITED STATES

JOSEPH MAX CLELAND, OF GEORGIA, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE EXPORT-IMPORT BANK OF THE UNITED STATES FOR A TERM EXPIRING JANUARY 20, 2007, VICE DORIAN VANESSA WEAVER, TERM EXPIRED.

APRIL H. FOLEY, OF NEW YORK, TO BE FIRST VICE PRESIDENT OF THE EXPORT-IMPORT BANK OF THE UNITED STATES FOR THE REMAINDER OF THE TERM EXPIRING JANUARY 20, 2005, VICE EDUARDO AGUIRRE, JR., RESIGNED.

DEPARTMENT OF STATE

ANN M. CORKERY, OF VIRGINIA, TO BE AN ALTERNATE REPRESENTATIVE OF THE UNITED STATES OF AMERICA TO THE FIFTY-EIGHTH SESSION OF THE GENERAL ASSEMBLY OF THE UNITED NATIONS.

BENJAMIN A. GILMAN, OF NEW YORK, TO BE A REPRESENTATIVE OF THE UNITED STATES OF AMERICA TO THE FIFTY-EIGHTH SESSION OF THE GENERAL ASSEMBLY OF THE UNITED NATIONS.

WALID MAALOUF, OF VIRGINIA, TO BE AN ALTERNATE REPRESENTATIVE OF THE UNITED STATES OF AMERICA TO THE FIFTY-EIGHTH SESSION OF THE GENERAL ASSEMBLY OF THE UNITED NATIONS.

OVERSEAS PRIVATE INVESTMENT CORPORATION

SANFORD GOTTESMAN, OF TEXAS, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE OVERSEAS PRIVATE

INVESTMENT CORPORATION FOR A TERM EXPIRING DECEMBER 17, 2005, VICE GARY A. BARRON, TERM EXPIRED.

DEANNE M. RUEBLING, OF CALIFORNIA, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE OVERSEAS PRIVATE INVESTMENT CORPORATION FOR A TERM EXPIRING DECEMBER 17, 2005. (REAPPOINTMENT)

C. WILLIAM SWANK, OF OHIO, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE OVERSEAS PRIVATE INVESTMENT CORPORATION FOR A TERM EXPIRING DECEMBER 17, 2005. (REAPPOINTMENT)

UNITED STATES ADVISORY COMMISSION ON PUBLIC DIPLOMACY

JAMES M. STROCK, OF CALIFORNIA, TO BE A MEMBER OF THE UNITED STATES ADVISORY COMMISSION ON PUBLIC DIPLOMACY FOR A TERM EXPIRING JULY 1, 2006, VICE PENNY PERCY KORTH, TERM EXPIRED.

EXECUTIVE OFFICE OF THE PRESIDENT

ROBERT HURLEY MCKINNEY, OF INDIANA, TO BE A MEMBER OF THE ADVISORY BOARD FOR CUBA BROADCASTING FOR A TERM EXPIRING OCTOBER 27, 2004, VICE WILLIAM A. GEOGHEGAN, TERM EXPIRED.

THE JUDICIARY

FRANKLIN S. VAN ANTWERPEN, OF PENNSYLVANIA, TO BE UNITED STATES CIRCUIT JUDGE FOR THE THIRD CIRCUIT, VICE EDWARD R. BECKER, RETIRED.

IN THE ARMY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY MEDICAL CORPS UNDER TITLE 10, U.S.C., SECTIONS 624 AND 3064:

To be major

MICHAEL K. VAUGHAN, 8463

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE ARMY UNDER TITLE 10, U.S.C., SECTION 12203:

To be colonel

DALE A ADAMS, 0000

DENNIS J ADAMS, 0000

PAUL AHERN, 0000

RONALD L ALBRECHT, 0000

RICHARD K ALFORD, 0000

STEPHEN M ALLEN, 0000

DAVID W ALTIERI, 0000

STEVEN W ALTMAN, 0000

MARCIA C ANDERSON, 0000

THOMAS D ARNHOLD, 0000

ERNEST C AUDINO, 0000

DAVID S BALDWIN, 0000

JULIO R BANEZ, 0000

BRENT C BANKUS, 0000

CRAIG A BARGFREDE, 0000

VANESSA D BARRON, 0000

DAVID H BATES, 0000

JAMES B BAXTER, 0000

MICHAEL E BEASLEY, 0000

PAUL D BELCZAK, 0000

DOUGLAS L BELKA, 0000

RICKY L BELTRAN, 0000

THOMAS E BENDERAGEL, 0000

GIDEON J BENHORIN, 0000

LENOID T BEST, 0000

CYNTHIA J BINGHAM, 0000

MICHAEL D BISH, 0000

DOUGLAS H BIXLER, 0000

DAVID G BODDINGTON, 0000

LINDA C BODE, 0000

BRUCE J BOIVIN, 0000

RALPH J BORKOWSKI, 0000

MICHAEL J BORREL, 0000

DENISE L BOUDREAU, 0000

DAVID L BOWMAN, 0000

LARRY C BOYD, 0000

GLENN A BRAMHALL, 0000

LEON M BRIDGES, 0000

MARCUS A BRINKS, 0000

BEVERLY R BROCKMAN, 0000

DAVID W BROWN, 0000

GERALD E BRUNN, 0000

MARK S BUECHLER, 0000

PAUL A BURKE, 0000

CURTIS R BURNS, 0000

JEROME K BUTLER, 0000

JODY P BUTLER, 0000

ALAN J BUTSON, 0000

STEPHEN E BUYER, 0000

PHILIP D CALAHAN, 0000

KENNETH W CALHOUN, 0000

WILLIAM J CALLAHAN, 0000

DANIEL E CAMERON, 0000

MICHAEL E CAPLES, 0000

COURTNEY P CARR, 0000

CARL J CARTER, 0000

FRANK S CARUSO JR., 0000

ROBERT CATALANOTTI, 0000

SCOTT E CHAMBERS, 0000

STEVEN W CHANDLER, 0000

WILLIAM V CLEMENT, 0000

PAUL D COLEMAN, 0000

DAVID L G COLLINS, 0000

WILFREDO A COLONMARTINEZ, 0000

DONALD R CONOVER, 0000

FREDDIE W COOK, 0000

JAMES T CORRIGAN III, 0000

MARK E CORZINE, 0000

RONNIE R COX, 0000

RICHARD V CRIVELLO, 0000

SYLVIA R CROCKETT, 0000

KENT M CROSSLEY, 0000

GREGG A CUNNINGHAM, 0000
 TIMOTHY W CURRAN, 0000
 FLOYD T CURRY, 0000
 RONALD J CZMOWSKI, 0000
 KATHLEEN F DAGGETT, 0000
 PATRICK M DARDIS, 0000
 JAMES A DAVIS, 0000
 WALTER F DAVIS, 0000
 REBECCA A DAVISON, 0000
 WILLIE DAY JR., 0000
 TIMOTHY K DEADY, 0000
 ROBERT F DELCAMPO, 0000
 EUGENE A DEVER JR., 0000
 PAUL DEVINCENZO, 0000
 KERRY L DIMINYATZ, 0000
 DOUGLAS J DINON, 0000
 ALAN S DOHRMANN, 0000
 MONTGOMERY P DOLIESLAGER, 0000
 STEPHEN M DOYLE, 0000
 ALBERT A DREWKE JR., 0000
 FRANK L DUCAR, 0000
 STEVEN W DUFF, 0000
 ROBERT J DUFFY, 0000
 THOMAS C DUFFY JR., 0000
 WILLIAM F DUFFY, 0000
 ROBERT T DURBIN JR., 0000
 ANDREW A EDMUND, 0000
 DALE R ERICKSON, 0000
 CATHERINE J JERVITI, 0000
 MARK A EXLEY, 0000
 ALAN EZZELL, 0000
 EDWARD L FAISON, 0000
 LYNN D FISHER, 0000
 PHILIP R FISHER, 0000
 MARK R FOLLETT, 0000
 ROBERT S FORBES, 0000
 GEORGE M FRIES III, 0000
 JOE C GEREN JR., 0000
 JOHN A GESSNER, 0000
 SHERYL E GORDON, 0000
 VINCENT R GRACE, 0000
 JEFFREY D GREB, 0000
 JAMES S GREEN, 0000
 JUAN L GRIEGO, 0000
 JAMES C GRIESE, 0000
 MANY B GRINDER, 0000
 FRANKE GUEVARA, 0000
 JACK C GUY JR., 0000
 TOBY A HALE, 0000
 LAWRENCE E HANNAN, 0000
 JON D HANSON, 0000
 STEVEN G HARDING, 0000
 EARNEST L HARRINGTON JR., 0000
 RANDY A HART, 0000
 LUCRETIA G HEARDTHOMPSON, 0000
 BJARNE R HENDERSON, 0000
 MARK S HENDRIX, 0000
 STEPHEN B HENSEL, 0000
 MICHAEL F J HERCHMER, 0000
 MICHAEL F HERMAN, 0000
 PETER C HINZ, 0000
 LOTHAR C HOLBERT, 0000
 RICHARD L ILER, 0000
 BRUCE H IRWIN, 0000
 DAVID F IRWIN, 0000
 RUTH A IRWIN, 0000
 NATALIE R JACARUSO, 0000
 SCOTT J JACOBSON, 0000
 GRANT C JAQUITH, 0000
 THOMAS R JENKINS, 0000
 LEODIS T JENNINGS, 0000
 MICHAEL J JENSEN, 0000
 CRAIG D JOHNSON, 0000
 DARREL L JOHNSON, 0000
 STEPHEN J JURINKO, 0000
 WILLIAM KEITH, 0000
 BERNARD M KELLY, 0000
 TIMOTHY C KELLY, 0000
 CHRISTOPHER R KEMP, 0000
 SHAWN P KEMPEPINICH, 0000
 JON R KER, 0000
 MARK E KERRY, 0000
 JAMES C KESTERSON JR., 0000
 MARK H KING, 0000
 JEFFERY P KOHLITZ, 0000
 ALEX R KORZENIEWSKI, 0000
 FRED W KUBUS, 0000
 TERRY A LAMBERT, 0000
 DAVID W LARSEN, 0000
 FRANCIS S LAUDANO III, 0000
 PETER M LAWSON, 0000
 PAUL W LAYMON JR., 0000
 WING D LEE, 0000
 JAMES R LEECH, 0000
 F NICHOLAS R LETSON, 0000
 MARLIN F LEVENDOSKI, 0000
 BETSY A LEWIS, 0000
 ELTON LEWIS, 0000
 JOHN E LEY, 0000
 ERIC D LINDNER, 0000
 RUSTY L LINGENFELTER, 0000
 ERIC B LINTZ, 0000
 PHILIP C LOOTENS, 0000
 WALTER T LORD, 0000
 KERRY J LOUDENSLAGER, 0000
 JOHN C LOWRY, 0000
 KENNETH J LULL, 0000
 BENSON W LUM, 0000
 JOHN O LUTHRINGER, 0000

JUDD H LYONS, 0000
 MARK J MACCARLEY, 0000
 RANDALL R MARCHI, 0000
 JEFFREY P MARLETTTE, 0000
 BRUCE R MARTIN, 0000
 EUGENE L MASCOLO, 0000
 JAMES E MASON, 0000
 SAMUEL W MASSEY, 0000
 WILLIAM R MAY, 0000
 GREGORY N MCCALLON, 0000
 MARK A MCCARTER, 0000
 PATRICK J MCCARVILLE, 0000
 ROGER L MCCLELLAN, 0000
 THOMAS D MCCLUNG, 0000
 DANA L MCDANIEL, 0000
 PATRICIA J MCDANIEL, 0000
 DANIEL MCELHINNEY, 0000
 LARRY G MCLENDON, 0000
 CRUZ M MEDINA, 0000
 TIMOTHY M MEYER, 0000
 HARVEY A MICHLITSCH, 0000
 CHARLES W MITCHELL, 0000
 STEVEN H MOGAN, 0000
 RICHARD W MOLLICA, 0000
 JEFFREY W MONTGOMERY, 0000
 KENNETH R MORRIS, 0000
 MICHAEL J MOS, 0000
 JAMES E MOSE, 0000
 WILLIAM S MOSER, 0000
 WESLEY R MOY, 0000
 REID K MRSNY, 0000
 NANETTE B MUELLER, 0000
 WILLIAM J MULLER, 0000
 JOHN B MUÑOZATKINSON, 0000
 EDWARD A MUTH, 0000
 TODD M NEHLS, 0000
 MICHAEL J NEILSON, 0000
 DARELL L NEPIL, 0000
 RONALD A NEUMEISTER, 0000
 DANIEL P NIEVINSKI, 0000
 BRETT E NILA, 0000
 CALVIN H NOMIYAMA, 0000
 ROBERT C OCONNOR, 0000
 KENT R OELRICH, 0000
 CHRISTOPHER OGARA, 0000
 JOHN V OHNSTAD, 0000
 ROBERT C OLEARY, 0000
 BRUCE E OLIVEIRA, 0000
 DAEYVID S OLOCHLAYNE, 0000
 WESLEY N OSBURN, 0000
 CHRISTOPHER T OSCAR, 0000
 JEANNE F PALUMBO, 0000
 CHARLES L PARINS, 0000
 KEVIN M PETER, 0000
 MICHAEL A PETRASH, 0000
 GEORGE S PETTIGREW, 0000
 WILLIAM D PHELPS, 0000
 JOHN G PHILLIPPE, 0000
 CHARLES W PHILLIPS, 0000
 TIMOTHY S PHILLIPS, 0000
 WILLIAM J PHILLIPS, 0000
 JANET E PHIPPS, 0000
 ANDRES H PLOOMPUU, 0000
 DANIEL H PRINE, 0000
 MATTHEW T QUINN, 0000
 WALTER F RANT II, 0000
 ELIZABETH M REHWALT, 0000
 JOHN D RENAUD, 0000
 MARTHA REYES, 0000
 ROBERT B RICE, 0000
 LINDA I RIEGEL, 0000
 JAMES O RIMEL SR, 0000
 ANTHONY M RISCICA, 0000
 JULIAN R RIVERA, 0000
 ROBERT F ROACH, 0000
 KENNETH C ROBERTS, 0000
 WILLIAM S ROBERTSON, 0000
 DANIEL L ROBEY, 0000
 DAVID A ROBINSON, 0000
 JESSIE R ROBINSON, 0000
 RUBEN J RODRIGUEZ, 0000
 HARVE T ROMINE, 0000
 ISADORE F ROMMES JR., 0000
 ROBERT H RONGE, 0000
 MARK H ROUSSEAU, 0000
 ALICIA C RUCKER, 0000
 JUAN A RUIZ, 0000
 PAUL S RUSINKO, 0000
 MARK A RUSSO, 0000
 PETER J SAMMARCO, 0000
 MANUEL F SANTIAGO, 0000
 MICHAEL J SAWYER, 0000
 RONALD L SCARBRO, 0000
 MARK SCATOLINI, 0000
 WILLIAM C SCHNECK JR., 0000
 BARRY A SEARLE, 0000
 ROBERT E SEMBOWER JR., 0000
 DANIEL S SHEAHAN, 0000
 RAYMOND F SHIELDS JR., 0000
 BRUCE M SHREWSBERY II, 0000
 LAURA L SIEVERT, 0000
 MICHAEL J SINNOTT, 0000
 JAMES A SMITH JR., 0000
 MARK A SMITH, 0000
 STEPHEN W SMITH, 0000
 WILLIAM A SODERBERG, 0000
 ROBERT A SPARING, 0000
 ROBERT L SPARKS, 0000
 DEBRA A SPEAR, 0000

STEVEN C SPITZE, 0000
 DAVID B SPURLING, 0000
 ANDREW O STEWART, 0000
 WILLIAM H STEWART, 0000
 EUGENE H SULLIVAN, 0000
 TERENCE P SULLIVAN, 0000
 I MARLENE SUMMERS, 0000
 MICHAEL A SUTTON, 0000
 ALICIA A TATENADEAU, 0000
 DONALD M TAYLOR, 0000
 HOWARD S THEVENET, 0000
 MICHAEL N THOME, 0000
 CHARLIE M THORNTON III, 0000
 JAMES R TORGLER, 0000
 VICTOR J TORRESRODRIGUEZ, 0000
 BARBARA E TRENT, 0000
 GORDON D TROUNSON, 0000
 MICHAEL S TUOMEY, 0000
 JOHN H TURNER III, 0000
 WALLACE N TURNER, 0000
 WILLIAM J TYNDALL, 0000
 FRANCIS J VAHLE JR., 0000
 JOHN E VALENTINE, 0000
 PETER A VONJESS, 0000
 BRADLEY V WAKEFIELD, 0000
 LAWRENCE P WALDHART, 0000
 M STEVENSON WALLACE, 0000
 WILLIAM C WAMPLER JR., 0000
 CHRISTOPHER R WARD, 0000
 WILLIAM J WARD, 0000
 STEPHEN J WARRILLOW, 0000
 DAVID L WEEKS, 0000
 BILLY J WEST, 0000
 JEFFREY B WHEELER, 0000
 DAVID S WHITE, 0000
 TED C WHITE, 0000
 ANTHONY A WICKHAM, 0000
 DOUGLAS R WILKEN, 0000
 RICHARD S WILLIAMS, 0000
 TIMOTHY P WILLIAMS, 0000
 HENRY W WILSON, 0000
 ALLEN R WOLFF, 0000
 MARTHA N WONG, 0000
 DEHAVEN C WOODCOCK II, 0000
 PAUL T WRIGHT, 0000
 JAMES G YOUNG JR., 0000
 TRACEY L ZANDER, 0000
 NICHOLAS E ZOELLER, 0000

IN THE NAVY

THE FOLLOWING NAMED OFFICERS FOR TEMPORARY APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C., SECTION 5721:

To be lieutenant commander

ALBERT A. ALARCON, 0000
 BARRY W. BARROWS, 0000
 CHRISTOPHER G. BOHNER, 0000
 MATTHEW R. BOLAND, 0000
 BRENT J. BROWN, 0000
 DARRELL S. CANADY, 0000
 ADAN G. CRUZ, 0000
 CHRISTOPHER D. DELINSKI, 0000
 THOMAS J. DIXON, 0000
 STEVEN G. DUTTER, 0000
 DAVID A. DYWER, 0000
 MICHAEL D. EBERLEIN, 0000
 JOSEPH J. FAUTH, 0000
 DAVID E. FOWLER, 0000
 JOHN H. GRIMES, 0000
 CRAIG A. HACKSTAFF, 0000
 DENNIS N. JOHNSON, 0000
 JEREMY P. JURKOIC, 0000
 DONALD P. LIBBY, 0000
 RONALD B. LOTT JR., 0000
 EARL F. MCNEIL JR., 0000
 STEPHEN E. MONGOLD, 0000
 JERRY E. MORTUS, 0000
 CHRISTOPHER T. NICHOLS, 0000
 ROBERT W. PATERSON, 0000
 GEOFFRY W. PATTERSON, 0000
 JULIAN E. SALLAS, 0000
 THOMAS H. SHUGART III, 0000
 JEFFREY W. WINTERS, 0000

WITHDRAWALS

Executive message transmitted by the President to the Senate on November 21, 2003, withdrawing from further Senate consideration the following nominations:

APRIL H. FOLEY, OF NEW YORK, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE EXPORT-IMPORT BANK OF THE UNITED STATES FOR A TERM EXPIRING JANUARY 20, 2007, WHICH WAS SENT TO THE SENATE ON APRIL 10, 2003.

APRIL H. FOLEY, OF NEW YORK, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE EXPORT-IMPORT BANK OF THE UNITED STATES FOR A TERM EXPIRING JANUARY 20, 2007, WHICH WAS SENT TO THE SENATE ON MAY 14, 2003.